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October 4, 2021

**By ECF Only**

MEMO ENDORSED

Hon. Paul G. Gardephe, U.S.D.J.  
United States District Court  
Southern District of New York  
Thurgood Marshall Courthouse  
40 Foley Square, Courtroom 705  
New York, New York 10007

The conference previously scheduled for October 7, 2021 is adjourned to November 18, 2021 at 10:30 a.m., by telephone.

SO ORDERED.

A handwritten signature of Paul G. Gardephe in black ink.

**Re: Times Three Clothier, LLC v. Daytona  
Civil Action No. 1:20-cv-09932-PGG**

Paul G. Gardephe  
United States District Judge

Dear Judge Gardephe:

October 7, 2021

This office represents Plaintiff, Times Three Clothier, LLC (“Plaintiff”), in the above referenced matter. Pursuant to Your Honor’s Individual Rules of Practice in Civil Cases, Rules I(D) and I(E), Plaintiff writes, with the consent of counsel for Defendant, Daytona Apparel Group LLC (“Defendant”), to submit this letter motion to request a sixth adjournment of the initial conference to a date most convenient for the Court, but no earlier than thirty (30) days from the date of this letter motion, with any related deadlines extended accordingly. At present, the initial court conference is scheduled for October 7, 2021, at 10:30 am.

As noted during the telephonic conference with the Court on October 1, 2021, the parties are actively engaged in settlement discussions with a view towards ultimately resolving this action. While the parties are close to agreeing upon terms and arrangements in an effort to resolve this dispute, in its entirety, the parties are jointly seeking the adjournment because they require additional time to finalize and formalize same. As noted above, Defendant has consented to the requested adjournment and any related extensions of time.

In closing, we thank the Court for its consideration of the foregoing.

Respectfully submitted,

A handwritten signature of Nels T. Lippert in black ink.

Nels T. Lippert

cc: All Counsel of Record (via ECF)